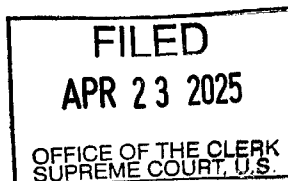


24-7110

NO. _____

ORIGINAL

IN THE
SUPREME COURT OF THE UNITED STATES



IN RE: Phillip James Colwell
Petitioner

MOTION FOR LEAVE
TO PROCEED IN FORMA PAUPERIS

The Petitioner asks leave to file the attached Original Petition to the Supreme Court of the United States Under 28 U.S.C. § 2241 without prepayment of costs and to proceed IN FORMA PAUPERIS.

The Petitioner has previously been granted leave to proceed IN FORMA PAUPERIS in the following courts:

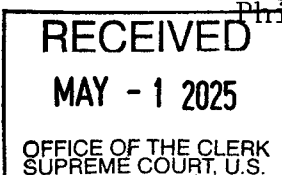
United States District Court
for the Eastern District of California

United States Court of Appeals
for the Ninth Circuit

The Petitioner's affidavit and declaration in support of this motion is attached hereto.

Dated: 4/22/2025

Phillip James Colwell
Phillip James Colwell



**AFFIDAVIT OR DECLARATION
IN SUPPORT OF MOTION FOR LEAVE TO PROCEED *IN FORMA PAUPERIS***

I, Phillip James Colwell, am the petitioner in the above-entitled case. In support of my motion to proceed *in forma pauperis*, I state that because of my poverty I am unable to pay the costs of this case or to give security therefor; and I believe I am entitled to redress.

1. For both you and your spouse estimate the average amount of money received from each of the following sources during the past 12 months. Adjust any amount that was received weekly, biweekly, quarterly, semiannually, or annually to show the monthly rate. Use gross amounts, that is, amounts before any deductions for taxes or otherwise.

Income source	Average monthly amount during the past 12 months		Amount expected next month	
	You	Spouse	You	Spouse
Employment	\$ _____	\$ <u>N/A</u>	\$ _____	\$ <u>N/A</u>
Self-employment	\$ _____	\$ <u>N/A</u>	\$ _____	\$ <u>N/A</u>
Income from real property (such as rental income)	\$ _____	\$ <u>N/A</u>	\$ _____	\$ <u>N/A</u>
Interest and dividends	\$ _____	\$ <u>N/A</u>	\$ _____	\$ <u>N/A</u>
Gifts	\$ _____	\$ <u>N/A</u>	\$ _____	\$ <u>N/A</u>
Alimony	\$ _____	\$ <u>N/A</u>	\$ _____	\$ <u>N/A</u>
Child Support	\$ _____	\$ <u>N/A</u>	\$ _____	\$ <u>N/A</u>
Retirement (such as social security, pensions, annuities, insurance)	\$ _____	\$ <u>N/A</u>	\$ _____	\$ <u>N/A</u>
Disability (such as social security, insurance payments)	\$ _____	\$ <u>N/A</u>	\$ _____	\$ <u>N/A</u>
Unemployment payments	\$ _____	\$ <u>N/A</u>	\$ _____	\$ <u>N/A</u>
Public-assistance (such as welfare)	\$ _____	\$ <u>N/A</u>	\$ _____	\$ <u>N/A</u>
Other (specify): _____	\$ _____	\$ <u>N/A</u>	\$ _____	\$ <u>N/A</u>
Total monthly income:	\$ _____	\$ <u>N/A</u>	\$ _____	\$ <u>N/A</u>

2. List your employment history for the past two years, most recent first. (Gross monthly pay is before taxes or other deductions.)

Employer	Address	Dates of Employment	Gross monthly pay
UNICOR	4500 Prison Rd		\$
Federal Industries	Marion, IL		\$
			\$

3. List your spouse's employment history for the past two years, most recent employer first. (Gross monthly pay is before taxes or other deductions.)

Employer	Address	Dates of Employment	Gross monthly pay
N/A	N/A		N/A
			\$
			\$
			\$

4. How much cash do you and your spouse have? \$ 1,361.43

Below, state any money you or your spouse have in bank accounts or in any other financial institution.

Financial institution	Type of account	Amount you have	Amount your spouse has
Inmate	BOP	\$ 1,361.43	\$ N/A
Trust		\$	\$
Fund		\$	\$

5. List the assets, and their values, which you own or your spouse owns. Do not list clothing and ordinary household furnishings.

☒ Home
Value N/A

☐ Other real estate
Value N/A

☐ Motor Vehicle #1
Year, make & model N/A
Value

☐ Motor Vehicle #2
Year, make & model N/A
Value

☐ Other assets
Description NONE -
Value

6. State every person, business, or organization owing you or your spouse money, and the amount owed.

Person owing you or your spouse money	Amount owed to you	Amount owed to your spouse
N/A	N/A	N/A
_____	\$ _____	\$ _____
_____	\$ _____	\$ _____
_____	\$ _____	\$ _____

7. State the persons who rely on you or your spouse for support.

Name	Relationship	Age
N/A	N/A	N/A
_____	_____	_____
_____	_____	_____
_____	_____	_____

8. Estimate the average monthly expenses of you and your family. Show separately the amounts paid by your spouse. Adjust any payments that are made weekly, biweekly, quarterly, or annually to show the monthly rate.

	You	Your spouse
Rent or home-mortgage payment (include lot rented for mobile home)	\$ _____	\$ N/A
Are real estate taxes included? <input type="checkbox"/> Yes <input type="checkbox"/> No		
Is property insurance included? <input type="checkbox"/> Yes <input type="checkbox"/> No		
Utilities (electricity, heating fuel, water, sewer, and telephone)	\$ _____	\$ N/A
Home maintenance (repairs and upkeep)	\$ _____	\$ N/A
Food	\$ _____	\$ N/A
Clothing	\$ _____	\$ N/A
Laundry and dry-cleaning	\$ _____	\$ N/A
Medical and dental expenses	\$ _____	\$ N/A

	You	Your spouse
Transportation (not including motor vehicle payments)	\$ 0.00	\$ N/A
Recreation, entertainment, newspapers, magazines, etc.	\$	\$ N/A
Insurance (not deducted from wages or included in mortgage payments)		
Homeowner's or renter's	\$ 0.00	\$ N/A
Life	\$ 0.00	\$ N/A
Health	\$ 0.00	\$ N/A
Motor Vehicle	\$ 0.00	\$ N/A
Other: _____	\$ 0.00	\$ N/A
Taxes (not deducted from wages or included in mortgage payments)		
(specify): _____	\$ 0.00	\$ N/A
Installment payments		
Motor Vehicle	\$ 0.00	\$ N/A
Credit card(s)	\$ 0.00	\$ N/A
Department store(s)	\$ 0.00	\$ N/A
Other: _____	\$	\$ N/A
Alimony, maintenance, and support paid to others	\$ 0.00	\$ N/A
Regular expenses for operation of business, profession, or farm (attach detailed statement)	\$ 0.00	\$ N/A
Other (specify): _____	\$ 0.00	\$ N/A
Total monthly expenses:	\$	\$ N/A

9. Do you expect any major changes to your monthly income or expenses or in your assets or liabilities during the next 12 months?

☐ Yes ☒ No If yes, describe on an attached sheet.

10. Have you paid – or will you be paying – an attorney any money for services in connection with this case, including the completion of this form? ☐ Yes ☒ No

If yes, how much? N/A

If yes, state the attorney's name, address, and telephone number:

11. Have you paid—or will you be paying—anyone other than an attorney (such as a paralegal or a typist) any money for services in connection with this case, including the completion of this form?

☐ Yes ☒ No

If yes, how much? N/A

If yes, state the person's name, address, and telephone number:

12. Provide any other information that will help explain why you cannot pay the costs of this case.

I am currently a federal inmate with limited means and employment.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on: April 22, 2025

Philly Jones Caldwell
(Signature)

CERTIFIED MAIL 9589 0710 5270 1221 103294@4/22/25

Inmate Statement



Inmate Reg #:	68396097	Current Institution:	Marion USP
Inmate Name:	COLWELL, PHILLIP	Housing Unit:	MAR-C-A
Report Date:	01/29/2025	Living Quarters:	C02-0121
Report Time:	1:44:31 PM		

Alpha Code	Date/Time	Reference#	Payment#	Receipt#	Transaction Type	Transaction	Encumbrance	
						Amount	Amount	Ending Balance
MAR	1/27/2025 1:06:57 PM	61			Sales	(\$38.95)		\$1,361.43
MAR	1/26/2025 1:33:33 PM	TL012025			Pre-Release Transaction		\$50.00	-----
MAR	1/21/2025 1:06:34 PM	151			Sales	(\$68.80)		\$1,400.38
MAR	1/20/2025 5:16:38 PM	TL012025			Pre-Release Transaction		\$61.73	-----
MAR	1/13/2025 1:06:00 PM	4			Sales	(\$65.25)		\$1,469.18
MAR	1/8/2025 6:46:57 AM	5UNI1224			Centralized Unicor	\$170.90		\$1,534.43
MAR	1/8/2025 6:46:57 AM	5UNI1224			Pre-Release Transaction		(\$111.08)	-----
MAR	1/7/2025 1:07:59 PM	183			Sales	(\$65.25)		\$1,363.53
MAR	1/5/2025 1:24:14 PM	TL012025			Pre-Release Transaction		\$50.00	-----
MAR	12/23/2024 9:12:38 AM	159			Sales	(\$39.25)		\$1,428.78
MAR	12/18/2024 1:13:11 PM	49			Sales	(\$53.70)		\$1,468.03
MAR	12/17/2024 6:10:57 PM	TL122024			Pre-Release Transaction		\$99.00	-----
MAR	12/11/2024 1:09:01 PM	122			Sales	(\$90.40)		\$1,521.73
MAR	12/8/2024 6:49:54 AM	5UNI1124			Centralized Unicor	\$307.16		\$1,612.13
MAR	12/8/2024 6:49:54 AM	5UNI1124			Pre-Release Transaction		(\$199.65)	-----
MAR	12/4/2024 1:02:44 PM	3			Sales	(\$45.05)		\$1,304.97
MAR	12/3/2024 5:51:45 PM	TL122024			Pre-Release Transaction		\$9.98	-----
MAR	11/25/2024 1:10:49 PM	96			Sales	(\$44.90)		\$1,350.02
MAR	11/24/2024 12:20:00 PM	TL112024			Pre-Release Transaction		\$50.00	-----
MAR	11/20/2024 1:07:16 PM	45			Sales	(\$36.05)		\$1,394.92
MAR	11/14/2024 1:20:11 PM	97			Sales	(\$109.00)		\$1,430.97
MAR	11/8/2024 11:21:34 AM	5UNI1024			Centralized Unicor	\$445.55		\$1,539.97
MAR	11/8/2024 11:21:34 AM	5UNI1024			Pre-Release Transaction		(\$289.60)	-----
MAR	11/6/2024 1:08:28 PM	47			Sales	(\$45.80)		\$1,094.42
MAR	11/5/2024 9:20:03 PM	TL112024			Pre-Release Transaction		\$50.00	-----
MAR	10/30/2024 1:10:39 PM	72			Sales	(\$38.60)		\$1,140.22
MAR	10/28/2024 9:20:03 PM	TL102024			Pre-Release Transaction		\$50.00	-----
MAR	10/23/2024 7:35:07 AM	47			Sales	(\$99.95)		\$1,178.82
MAR	10/22/2024 6:58:18 PM	TL102024			Pre-Release Transaction		\$30.00	-----
MAR	10/17/2024 1:27:28 PM	134			Sales	(\$57.75)		\$1,278.77
MAR	10/16/2024 9:32:57 PM	TL102024			Pre-Release Transaction		\$45.00	-----
MAR	10/9/2024 7:23:58 AM	41			Sales	(\$47.80)		\$1,336.52
MAR	10/8/2024 8:47:54 PM	TL102024			Pre-Release Transaction		\$50.00	-----
MAR	10/8/2024 9:26:29 AM	5UNI0924			Centralized Unicor	\$146.75		\$1,384.32
MAR	10/8/2024 9:26:29 AM	5UNI0924			Pre-Release Transaction		(\$95.38)	-----
MAR	10/2/2024 1:23:05 PM	48			Sales	(\$80.20)		\$1,237.57
MAR	9/29/2024 3:00:24 PM	TL092024			Pre-Release Transaction		\$100.00	-----
MAR	9/24/2024 1:14:36 PM	182			Sales	(\$101.05)		\$1,317.77
MAR	9/21/2024 8:18:51 PM	TL092024			Pre-Release Transaction		\$54.91	-----

1/29/25, 1:45 PM

InmateStatementCombined

DATE	TIME	ACCOUNT	DESCRIPTION	AMOUNT	BALANCE
MAR	9/20/2024 6:57:22 PM	TL0920	TRUL Withdrawal	(\$5.00)	\$1,418.82
MAR	9/8/2024 6:41:13 AM	ZUNI0824	Centralized Unicor	\$165.41	\$1,423.82
MAR	9/8/2024 6:41:13 AM	ZUNI0824	Pre-Release Transaction	(\$107.51)	-----
MAR	9/3/2024 1:38:26 PM	135	Sales	(\$89.10)	\$1,258.41
MAR	9/2/2024 7:06:37 PM	TL092024	Pre-Release Transaction	\$30.00	-----
MAR	9/2/2024 10:58:10 AM	TL092024	Pre-Release Transaction	\$60.00	-----
MAR	8/27/2024 1:22:47 PM	90	Sales	(\$44.65)	\$1,347.51
MAR	8/26/2024 2:57:37 PM	TL082024	Pre-Release Transaction	\$50.00	-----
MAR	8/24/2024 2:19:29 PM	TL0824	TRUL Withdrawal	(\$5.00)	\$1,392.16
MAR	8/22/2024 7:52:12 AM	67	Sales	(\$45.25)	\$1,397.16
MAR	8/19/2024 7:46:40 PM	TL082024	Pre-Release Transaction	\$25.00	-----

12

Total Transactions: 88

Totals: (\$115.33) \$112.71

Current Balances

Alpha Code	Available Balance	Pre-Release Balance	Debt Encumbrance	SPO Encumbrance	Other Encumbrance	Outstanding Instruments	Administrative Holds	Account Balance
MAR	\$11.43	\$1,350.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$1,361.43
Totals:	\$11.43	\$1,350.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$1,361.43

Other Balances

National 6 Months Deposits	National 6 Months Withdrawals	Natioanl 6 Months Avg Daily Balance	Local Max Balance - Prev 30 Days	Average Balance - Prev 30 Days	Commissary Restriction Start Date	Commissary Restriction End Date
\$1,415.48	\$1,459.25	\$1,382.35	\$1,534.43	\$1,445.37	N/A	N/A

PRISONER TRUST ACCOUNT REPORT

Federal Correctional Institution Marion, IL

Inmate Name: Phillip Colwell

Register #: 68396-097

TO: Trust Officer

K. Smillie - Case Manager / 

RE: Civil Action No Case has not been filed yet

Under the Prison Litigation Reform Act, a prisoner initiating a civil action must obtain from the Trust Officer of each institution in which the prisoner was confined during the preceding six months, a certified copy of the prisoner's trust account statement for the six months prior to the filing of his or her complaint.

Please complete this form, attach the supporting ledger sheets, and return these documents to the prisoner for mailing to the Clerk of Court. The ledger sheets **MUST** be attached for the Court to process this form.

Date complaint to be filed: April 22, 2025 (mailed)

Account Balance at time of filing complaint: \$ 1,361.43

AVERAGE MONTHLY DEPOSITS during the six months prior to filing of the civil action: \$ 143.00

AVERAGE MONTHLY BALANCE during the six months prior to filing of the civil action: \$ 1,382.35

I certify that the above information accurately states the deposits and balances in the applicant's trust account for the period shown and that the ledger sheets are true copies of the account records maintained in the ordinary

CERTIFIED MAIL 9589 0710 5270 1221 1032 94 @ 4/22/25